

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

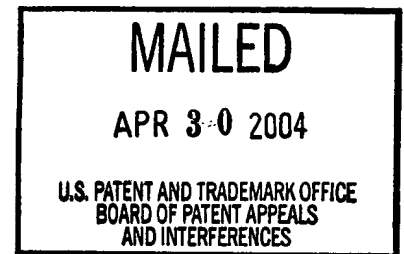
Paper No. 29

UNITED STATES PATENT AND TRADEMARK OFFICE

**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

Ex parte DIETMAR PRZYTULLA

Application No. 09/525,002



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on April 5, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below.

An Amendment, Amendment D, was filed on October 2, 2002 (Paper No. 17). Thereafter, the examiner indicated in an Advisory Action entered on October 15, 2002 (Paper No. 20) that the Amendment would be entered. It appears, however, that the Amendment has not been physically entered into the record.

Application No. 09/525,002

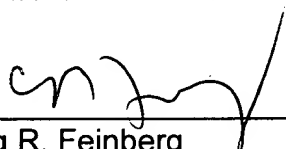
Additionally, the Interview Summary entered on September 5, 2001 (Paper No. 11) is missing from the record.

Accordingly, it is

ORDERED that the application is returned to the examiner for the physical entry of the Amendment filed on October 2, 2002, for obtaining a copy of the Interview Summary entered on September 5, 2001, and for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By:



Craig R. Feinberg
Program and Resource Administrator
(703) 308-9797

Henry M. Feiereisen, LLC
350 Fifth Avenue, Suite 4714
New York, NY 10118

crf/lif/lrc
RA040501